Basic information

1998/0060(CNS) CNS - Consultation procedure Regulation	Procedure completed
Competition: specific sectors, aids granted by states, art. 93 EC Treaty Repealed by 2014/0246(NLE) Amended by 2012/0342(NLE) **Subject** 2.60.03 State aids and interventions	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
ECON Economic and Monetary Affairs, Industrial Policy	AREITIO TOLEDO Javier (PPE)	18/03/1998

Committee for opinion	Rapporteur for opinion	Appointed
JURI Legal Affairs, Citizens' Rights	MEDINA ORTEGA Manuel (PSE)	17/03/1998

Council of the European Union

Council configuration	Meetings	Date
General Affairs	2168	1999-03-22
Industry	2091	1998-05-07
Industry	2133	1998-11-16

Key events

Date	Event	Reference	Summary
18/02/1998	Legislative proposal published	COM(1998)0073	Summary
13/03/1998	Committee referral announced in Parliament		
07/05/1998	Debate in Council		
10/11/1998	Vote in committee		Summary
10/11/1998	Committee report tabled for plenary, 1st reading/single reading	A4-0418/1998	
16/11/1998	Debate in Council		
13/01/1999	Debate in Parliament		

22/03/1999	Act adopted by Council after consultation of Parliament		
22/03/1999	End of procedure in Parliament		
27/03/1999	Final act published in Official Journal		

Technical information

Procedure reference	1998/0060(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	Legislation
Legislative instrument	Regulation
Amendments and repeals	Repealed by 2014/0246(NLE) Amended by 2012/0342(NLE)
Legal basis	EC Treaty (before Amsterdam) E 094
Stage reached in procedure	Procedure completed
Committee dossier	ECON/4/09874

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, 1st reading/single reading		A4-0418/1998 OJ C 379 07.12.1998, p. 0006	10/11/1998	
Text adopted by Parliament, 1st reading/single reading		T4-0030/1999 OJ C 104 14.04.1999, p. 0102-0121	14/01/1999	Summary

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(1998)0073 OJ C 116 16.04.1998, p. 0013	18/02/1998	Summary

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
EESC	Economic and Social Committee: opinion, report	CES0963/1998 OJ C 284 14.09.1998, p. 0010	01/07/1998	
CofR	Committee of the Regions: opinion	CDR0284/1998 OJ C 093 06.04.1999, p. 0064	14/01/1999	

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act	
Regulation 1999/0659 OJ L 083 27.03.1999, p. 0001	Summary

Competition: specific sectors, aids granted by states, art. 93 EC Treaty

1998/0060(CNS) - 18/02/1998 - Legislative proposal

OBJECTIVE: the proposal for a regulation seeks to increase transparency and legal certainty by codifying and clarifying procedural rules in the field of state aid. SUBSTANCE: At present, the only legal provisions on State aid procedures are those of Article 93 of the Treaty. However, through the Commission's practice and also the case law of the Court of Justice, a whole set of rules has been developed, which, due to the fragmentation of rules, is not transparent enough. The proposed regulation will allow the integration of the procedural rules in one coherent text. The Commission's proposal confirms that the obligation of prior notification and the 'standstill' principle established by Article 93(3) constitute the cornerstone of the system of control of State aid. Following the existing case-law of the Court of Justice, the Commission confers the obligation pursuant to Article 93(3) on the Member State concerned. The State aid control procedure is thus largely based upon a dialogue between the Commission and the Member State concerned which is the 'ordinary law' interlocutor of the Commission.

Competition: specific sectors, aids granted by states, art. 93 EC Treaty

1998/0060(CNS) - 22/03/1999 - Final act

PURPOSE: to increase transparency and legal safety by codifying and clarifying the rules of procedure in the field of State aids. COMMUNITY MEASURE: Council regulation 659/1999/EC laying down detailed rules for the application of Article 93 of the EC Treaty. CONTENT: the Commission, in accordance with the case-law of the Court of Justice, has developed and established a consistent practice for the application of Article 93 of the EC Treaty and has laid down certain procedural rules and principles in a number of communications. This regulation codifies and reinforces this practice with a view to ensuring increased transparency and legal certainty. The regulation confirms that the notification obligation and the standstill clause established by Article 93, paragraph 3 of the EC Treaty represent the keystone of the system of State aid control. In accordance with existing case-law, it attributes the obligations resulting from Article 93 paragraph 3 to the Member State concerned which is always the subject of the decision adopted by the Commission. ENTRY INTO FORCE: 16.04.1999.

Competition: specific sectors, aids granted by states, art. 93 EC Treaty

1998/0060(CNS) - 14/01/1999 - Text adopted by Parliament, 1st reading/single reading

In adopting its resolution drafted by Mr. Javier AREITIO TOLEDO (E, EPP), the Parliament approved the Commission's proposal subject to a number of amendments. These amendments seek to widen the concept of "existing aid" as certain forms of aid granted some time ago might still have a detrimental impact on the single market. Other amendments seek to ensure that Parliament and the Member States are informed when one Member State grants new aid. This would allow them to react to any aid that they consider to be illegal. The Parliament also called for the improvement of procedures enabling Member States to recover aid granted unlawfully.